IN THE HIGH COURT OF JUDICATURE OF ANDHRA PRADESH
AT HYDERABAD
(SPECIAL ORIGINAL JURISDICTION)

FRIDAY, THE SIXTH DAY OF FEBRUARY, TWO THOUSAND AND FOUR

: PRESENT :

THE HON'BLE MR. DEVINDER GUPTA, THE CHIEF JUSTICE

AND

THE HON'BLE MS.JUSTICE: G. ROHINI

TAKEN UP WRIT PETITION No. 2195 of 2004

Between:

Bezwada Bar Association,
Rep. by its President

Petitioner

AND

1. The State of A.P., rep. by Secretary to Government of A.P., Home Department, Secretariat, Hyderabad
2. The Commissioner of Police, Vijayawada, Krishna District
3. Bar Council of A.P., Hyderabad, rep. by its Chairman

Respondents

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the letter dated 30-1-2004 sent by the petitioner herein, the High Court will be pleased to issue an order, direction, or a writ, more particularly one in the nature of writ of Mandamus; calling for the remarks and records from the Respondents herein in and connected to the crime registered on the basis of alleged report given by T. Babu Rao pertaining to Crime No. 798/2003 or Crime No. 789/2003 (which Ever is Correct) under sections 194, 195, 388, 211, 109 and 120 (b) of I. P. C. and Section 3 & 4 of the Andhra Pradesh Control of Organised Crimes Act, 2001 of Satyanarayana Puram Police Station, Vijayawada which was registered against the Advocates of Vijayawada namely Punnuru Gowtham Reddy and Prathapa Mallaiah and another and to pass appropriate orders directing the Commissioner of Police, Vijayawada to withdraw the false cases filed against the Advocates of Bezwada Bar Association.

The petition coming on for hearing, upon going through the contents of the Letter dated 30-1-2004 sent by the petitioner and upon hearing the arguments of the G.P. for Home on behalf of Respondent Nos. 1 & 2, the court directed to issue of notice to Mr. G. Seetha Ramaa (G.S. Ramam), President of the Bezwada Bar Association, Governorpet, Vijayawada – 520002 and also to Mr. D.S. Mahendra, General Secretary Bezwada Bar Association, Governorpet, Vijayawada – 520002 returnable by 12th February, 2004.

Therefore you namely;

1. Mr. G. Seetha Ramaa (G.S. Ramam), President of the Bezwada Bar

Association, Governorpet, Vijayawada, Krishna District – 520002

2. Mr. D.S. Mahendra, General Secretary Bezwada Bar Association, Governorpet, Vijayawada, Krishna District – 520002

are hereby directed to take notice returnable by 12th February, 2004, further the court made the following order:

" Notice to G. Seetha Ramaa (G.S. Ramam), President of the Bezwada Bar Association, Governorpet, Vijayawada – 520002 and also to D.S. Mahendra, General Secretary, Bezwada Bar Association, Governorpet, Vijayawada – 520002 returnable by 12th February, 2004.

Learned Government Pleader for Home accepts notice on behalf of respondents 1 and 2.

He states that already the two advocates against whom the police alleged to have registered crimes have filed petitions before this Court seeking to quash the criminal proceedings.

We are not concerned with the merits or demerits of the crimes alleged to have been registered against the said Advocates but are concerned with the deterioration of the law and order situation between the Hon'ble Members of the Bar and the law enforcing agency on account of some alleged unfortunate incidents. And in case situation has not yet subsided it will be our endeavour to see an end to it. For that purpose only we are issuing notice in this case to the President and General Secretary of the Association.

Registry will ensure that notice is served upon the President and General Secretary of the Bezwada Bar Association.

SD/- P. KRISHNA MURTHY
ASSISTANT REGISTRAR

// TRUE COPY //

for ASSISTANT REGISTRAR

To

1. Mr. G. Seetha Ramaa (G. S. Ramam), President, Bezwada Bar Association, Governorpet, Vijayawada, Krishna District – 520002 **(BY SPEED POST)**
2. Mr. D. S. Mahendra, General Secretary, Bezwada Bar Association, Governorpet, Vijayawada, Krishna District – 520002. **(BY SPEED POST)**

1. The Secretary to Government of A.P., Home Department, Government of A.P., Secretariat, Hyderabad

(BY SPECIAL MESSENGER – ALONG WITH A COPY OF PETITION AND

PETITIONER'S LETTER)

2. The Commissioner of Police, Vijayawada, Krishna District
(BY SPEED POST – ALONG WITH A COPY OF PETITION AND PETITIONER'S LETTER)

3. The Chairman, Bar Council of A.P., Hyderabad
(BY SPECIAL MESSENGER – ALONG WITH A COPY OF PETITION AND PETITIONER'S LETTER)

4. Two CCs to the Govt. Pleader for Home, High Court of A. P., Hyderabad
(BY SPECIAL MESSENGER)

5. Two Spare Copies

MSR

HIGH COURT

DATE: 6-2-2004

ORDER

TAKEN UP W.P.No. 2195 of 2004

DIRECTION

HIGH COURT

DRAFTED BY: MSR
DRAFTED ON: 11-2-2004

HCJ &

RGJ

DATE: 6-2-2004

ORDER

TAKEN UP W.P.No. 2195 of 2004

DIRECTION